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Minutes

**Bureau of Pipefitters, Refrigeration Technicians and Sprinklerfitters
Department of Public Safety, Bldg B, 1380 Bay St., Taunton, MA 02780
June 18, 2014, 9:30 a.m.**

1. Meeting called to order by the Chairman at 9:41 a.m., followed by roll call:

Board Members Present:

Henry Geryk, Chairman
William Gallagher
Pauline Lally
John Viola
Mark Fortune
Frank Norton
Leo Fahey
Dan Dumont
Michael Torchio
Brian Kelly (Arrived at 9:55)

Board Members Not Present:

Jennifer Revill

Guests Present:

Brett LaPlante, UA Local 51
Chuck Borstel, ABC
Doug Neveu, Notch Mechanical
Greg MacEwan, IATMA
Mark Dwileski, PJ Applicant
Jared Pierce, SJ Applicant
Commissioner Gatzunis, DPS
Beth McLaughlin, DPS
Carrie Torrisi, DPS
Cesar Lastra, DPS
Dan Kilburn, DPS
Holly Bartlett, DPS

2. The Chairman asked for a vote to adopt the agenda for today's meeting. **Motion made by Mark Fortune to adopt the agenda, seconded by John Viola; motion passed by unanimous vote.**
3. The Chairman proposed to move the meeting into Executive Session under Purpose 3 for discussion with counsel. **Motion to move to Executive Session made by John Viola, seconded by Mark Fortune; motion passed by unanimous roll call vote.**
 - a. Executive Session followed. Please see minutes for this Executive Session under separate cover.
 - b. At 9:52 AM, the Bureau of Pipefitters, Refrigeration Technicians and Sprinklerfitters concluded its Executive Session and resumed open session.
4. The minutes from the last meeting on May 21, 2014, were reviewed by members present. **Motion to approve these minutes was made by Frank Norton, seconded by Mark Fortune; motion passed by unanimous vote.**

5. The Chairman directed the Bureau's attention to Item 5 on the agenda, review of 528 CMR, moving Item 4, Application Review, to be addressed after the regulation. Update on 528CMR: The Chairman opened discussion of the final draft of 528 CMR, clarifying that, given the amount of time that has passed since the Bureau had last discussed the regulations, today's review would proceed by quick review and vote on each section, with the exception of Section 11.02, which are the same as last time they were reviewed.
- a. Chapter 2, PURPOSE, SCOPE AND DEFINITIONS: **Motion to approve this section made by Leo Fahey, seconded by Dan Dumont; motion passed by unanimous vote.**
 - b. Chapter 3, STANDARDS ADOPTED: **Motion to approve this section made by Brian Kelly, seconded by John Viola; motion passed by unanimous vote.**
 - c. Chapter 11.01, SCOPE OF PIPEFITTING LICENSE CLASSIFICATION: **Motion to approve this section made by John Viola, seconded by Leo Fahey; motion passed by unanimous vote.**
 - d. Chapter 11.02, PIPEFITTER LICENSING: It was noted that changes have been made to this section since the last time the Bureau had reviewed it. Pauline Lally asked for clarification as to what legislation exists authorizing plumbers to be grandfathered to hold a pipefitting license; It was explained that M.G.L. Chapter 142 §3 contains such provisional language. It was pointed out that John Rogers had presented several questions to the Bureau that had been brought up by Plumbing Board members at a meeting of the Building Code Coordinating Council regarding grandfathering of plumbers to do process piping work. It was further clarified that the final authority to approve grandfathering will lie with the Bureau during the 180 day grandfathering period. A draft change to the language requiring applicants who have process piping experience, but currently hold no license, to take an exam was distributed to the Bureau members for consideration (**Change: currently licensed pj and plumbers will be automatically grandfathered. Those who are not currently licensed, but have been doing process piping for more than 4 yrs may be licensed by providing documentation of their work experience. Those not currently licensed who have been working less than 4 years must take an exam for licensure**); the Chairman read this proposed language aloud. **Motion to approve this section made by Leo Fahey, seconded by Frank Norton; motion passed by unanimous vote.**
 - e. Chapter 11.03, REFRIGERATION TECHNICIANS/CONTRACTOR LICENSING: There was a brief discussion regarding the matter of whether refrigeration contractors need to or can continue to hold the technician's license. It was clarified that contractors may continue to maintain their technician's license, but are not required to do so. There was a brief discussion as to the exact meaning of '10 tons in the aggregate' and how that verbiage relates to smaller condenser units. As this language is contained in the statute, this matter will have to be addressed in a separate discussion regarding changes that must be made to applicable statute; Beth McLaughlin offered her assistance to the Bureau in facilitating any statutory changes that need to be made, suggesting that she could meet with the Bureau at a future time to review the statute. **Motion to approve this section made by Brian Kelly, seconded by John Viola; motion passed by unanimous vote.**
 - f. Chapter 11.04, SPRINKLER SYSTEM LICENSING: **Motion to approve this section made by John Viola, seconded by Leo Fahey; motion passed by unanimous vote.**
 - g. Chapter 11.05, LICENSE RENEWAL EXTENSION – MILITARY SERVICE: **Motion to approve this section made by Leo Fahey, seconded by John Viola; motion passed by unin**
 - h. Chapter 11.06, LICENSE DENIALS, SUSPENSION, REVOCATIONS AND APPEALS: **Motion to approve this section made by Frank Norton, seconded by John Viola; motion passed by unanimous vote.**
 - i. Draft Grandfathering Applications: The Chairman asked for a motion to approve the draft applications for the master and journeyman process pipefitter licenses. The matter of requiring an endorsement by a senior license-holder on the grandfathering applications was discussed. It was pointed out that many people have been doing process piping work without any license, and might therefore not have access to an endorsement of this nature. **Motion to approve these draft**

applications was made by Frank Norton, seconded by John Viola; motion passed by unanimous vote.

6. The following applications for licensure were considered by the Bureau:

- a. Application from Mark Dwileski to sit for the Pipefitter Journeyman exam was considered; Mr. Dwileski was present at this meeting. **Motion to approve this application for Mr. Dwileski to test for Pipefitter Journeyman was made by Bill Gallagher, seconded by Pauline Lally; motion passed by unanimous vote.**
- b. Application from Jared Pierce to sit for the Sprinkler Journeyman exam was considered; Mr. Pierce was present at this meeting. The Bureau discussed with Mr. Pierce his training and experience, and scope of the licenses he holds in Vermont and Maine; the applicant acknowledged that he has had no formal training. Mark Fortune expressed concern with approving an application without formal training. John Viola suggested that the AFSA Correspondence Course might satisfy the requirement for training. **Motion made by Mark Fortune, seconded by Leo Fahey, to deny this application until Mr. Pierce has completed 144 hours of training and can provide a letter from Hampshire Fire Protection regarding Mr. Pierce's experience; motion passed by unanimous vote.**
- c. Application from Luke Albano to sit for the Sprinkler Journeyman exam was considered; Mr. Albano was not present at this meeting. The fact that the applicant does not hold the prerequisite high school diploma or GED certificate was of concern to the Bureau members, they . **Motion made by John Viola, seconded by Leo Fahey, to deny this application until such time that he can appear before the Bureau to address this matter; motion passed by unanimous vote.**
- d. Application from Donald Cappelli to sit for Refrigeration Contractor exam was considered; Mr. Cappelli was not present at this meeting. **Motion to approve this application to sit for Mr. Cappelli to examine for Refrigeration Technician was made by John Viola, seconded by Frank Norton; motion passed by unanimous vote.**

7. **Motion to adjourn made by Leo Fahey, seconded by Mark Fortune; motion passed by unanimous vote, meeting adjourned at 11:01 AM.**

The next meeting of the Bureau of Pipefitters, Refrigeration Technicians, and Sprinklerfitters is to be determined.

List of Documents/Exhibits Used at this Meeting

- a. Draft agenda for today's meeting
- b. Draft minutes from meeting on 5/21/2014
- c. Draft of 528 CMR
- d. Draft change to Page 10 of proposed regulation
- e. Draft Application: Grandfathered Master Process Piping Pipefitter
- f. Draft Application: Grandfathered Journeyman Process Piping Pipefitter
- g. PJ Application, M. Dwileski
- h. SJ Application, J. Pierce
- i. SJ Application, L. Albano
- j. RC Application, D. Cappelli